IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTEENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

-

WRIT PETITION NO: 1582 of 2005

Between:

Gundeti Pushpavathi, w/o Shankar,
r/o H.No.1-1-186, Main Road, Suryapet,

Nalgonda District.

.... PETITIONER

AND

1 S.E.Operations, APCPDCL, Nalgonda.
2 A.D.E.Operations, APCPDCL, Suryapet, Nalgonda District.
3 A.E.Operations, Town-2, APCPDCL, Suryapet,

Nalgonda District.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly a writ in the nature of Mandamus declaring the action of the respondents in threatening and attempting to disconnect the power supply to Service Nos.20942, 21326 and 20943 in premises No.1-1-86, Main Road, Suryapet, Nalgonda District as illegal, arbitrary, contrary to the Board Regulations and violation of principles of natural justice and to pass such other or further orders in the interest of justice.

Counsel for the Petitioner: MR.E.SAMBASIVA PRATAP

Counsel for the Respondents: MR.V.AJAY KUMAR

The Court at the admission stage made the following :

ORDER:

The petitioner is provided with power supply through three separate service connection numbers namely 20942, 21326 and 20943 to her premises bearing No.1-1-186, Suryapet, Nalgonda District. She complains that the respondents are attempting to disconnect the power supply on the ground that the factory, in which her husband is a partner, committed default in payment of bills. She seeks direction to the respondents not to disconnect the power supply.

Heard the learned counsel for the petitioner and the learned Standing counsel appearing on behalf of the respondents.

The petitioner is provided with three domestic service connections to her residence. The rights and obligations of the consumers on one hand, and electricity supplier, on the other hand, are governed by the provisions of the terms and conditions of supply as well as the Electricity Act, 2003. If the respondents have come to know that there is any violation of terms and conditions of supply on the part of the petitioner, it shall always be open to them to institute necessary proceedings or take necessary action duly issuing notice to her, informing the nature of action as well as the reasons for the same. The law does not provide for unilateral disconnection of power supply without issuing any notice or informing the reasons.

Hence, the writ petition is disposed of directing that the respondents shall not disconnect the power supply to the petitioner's residence, except by issuing notice and in accordance with the relevant provisions under law. There shall be no order as to costs.

17-02-2005

vs

To

1 S.E.Operations, APCPDCL, Nalgonda.
2 A.D.E.Operations, APCPDCL, Suryapet, Nalgonda District.
3 A.E.Operations, Town-2, APCPDCL, Suryapet,

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